

PEARSON, J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

WRK RARITIES, LLC,)	
)	CASE NO. 4:13cv791
Plaintiff,)	
)	
v.)	JUDGE BENITA Y. PEARSON
)	
UNITED STATES ATTORNEY)	
GENERAL, <i>et al.</i> ,)	
)	<u>MEMORANDUM OF OPINION AND</u>
Defendants.)	<u>ORDER</u> [Regarding ECF No. 3]

On April 10, 2013, Plaintiff WRK Rarities, LLC, filed a Motion for Temporary Restraining Order and Preliminary Injunction. [ECF No. 3](#). After a hearing and supplemental briefing, the Court denied Plaintiff's motion for a temporary restraining order and set a preliminary injunction hearing and briefing schedule. [ECF No. 8](#).

On April 25, 2013, the parties filed a Stipulation and Agreed Order, wherein Plaintiff withdrew its request for a preliminary injunction. [ECF No. 11 at 2](#). The Court hereby approves the withdrawal of Plaintiff's motion ([ECF No. 3](#)) and cancels the hearing and briefing schedule previously set ([ECF No. 8 at 6](#)).

Additionally, the Court approves the following requests made by the parties in the Stipulation: 1) Plaintiff will be permitted to amend its Complaint within 15 days of the Court's Order approving the Stipulation; 2) Defendants will respond to the foregoing Amended Complaint (or Complaint if no Amended Complaint is filed) within 60 days as provided for under [Fed. R. Civ. Pro. 12](#); and 3) thereafter, the Court will set forth a normal pre-trial and trial

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schedule that includes discovery, dispositive motions, and a trial date.¹

IT IS SO ORDERED.

May 1, 2013
Date

/s/ Benita Y. Pearson
Benita Y. Pearson
United States District Judge

¹ The parties also agreed that the Internal Revenue Service will cease further collection efforts against Plaintiff with respect to the tax liabilities of Kimpel's Jewelry & Gifts, Inc. during the pendency of this lawsuit. [ECF No. 11 at 2](#).